

BEFORE THE
DIVISION OF
OIL, GAS AND
MINING
DEPARTMENT
OF NATURAL
RESOURCES
STATE OF
UTAH

IN THE MATTER
OF TENTATIVE
DECISION APPROVE
A LARGE NOTICE
OF TENTATIVE
MINING AND
RECLAMATION
PLAN DECISION
TO APPROVE FOR
EARTH ENERGY
RESOURCES, INC.,
PR SPRING MINE,
NO. M0470090
UINTAH COUNTY

PROOF OF PUBLICATION

STATE OF UTAH,

}S.S.

County of Uintah

I, TONYA MUSE, being duly sworn, depose and say that I am the Legals Manager of The Vernal Express, a weekly newspaper of general circulation, published each week at Vernal, Utah, that the notice attached hereto was published in said newspaper for 1 publication(s), the first publication having been made on June 10, 2009 and the last on June 10, 2009, that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and the same was published in the newspaper proper and not in a supplement.

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UTAH notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Large Mining Operations Notice of Intention for Earth Energy Resources, Inc. PR Spring Mine Mining activities will affect the following area Sections 35 and 36 Township 13 South Range 23 East and Sections 31 and 32 Township 13.5 South Range 24 East, SLBM, Uintah and Grand Counties, Utah. Earth Energy Resources, Inc. has submitted a permit application to expand an existing small min-

ing native tars/asphaltic material. Bitumen products are anticipated to be stored on site awaiting sale and off site transportation. The process train is designed to accommodate 3,000-3,500 tons of ore per day producing approximately 2,000 bbl/day of bitumen. There will be no discharge from the process pond. Sediment controls will be used in remote areas. Air quality will be protected in accordance with conditions set forth by EPA. Fugitive dust will be controlled through Best Management Practices to include speed control and

Mr. Barclay Cuthbert, Phone: (409) 233-9366. Earth Energy Resources is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18. Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Dana Dean, Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 143801, Salt Lake City, Utah 84114-5801, setting forth

Tonya Muse
Legals Manager

orn to before me June 10, 2009.

Kathleen W Gray
Notary Public, Residence, Vernal, Utah

